

## **REMARKS**

### **Status of the Claims**

Claims 61-66 are now present in this application. Claim 61 is independent.

### **Priority under 35 U.S.C. § 119**

Applicants thank the Examiner for acknowledging Applicants' claim for foreign priority under 35 U.S.C. § 119, and receipt of the certified priority document.

### **Rejection under 35 U.S.C. § 102**

Claims 61-65 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent 7,260,785 (Ching). This rejection is respectfully traversed.

A complete discussion of the Examiner's rejection is set forth in the Office Action, and is not being repeated here.

### **Examiner's Further Argument fails to take into consideration claim construction**

In the section "Response to Arguments," the Examiner presents a further argument that "although Ching does not expressly disclose "a predetermined input operation is received by said inputting unit of said data processing device at the same predetermined time," the claim language does not recite this." Applicants submit that the Examiner's argument is in error.

Applicants submit that in accordance with claim construction, and in particular antecedent basis provided by the term "said", the phrase "said predetermined time" is the predetermined time at which predetermined media data is reproduced in said reproducing unit. In other words, antecedent basis dictates that recitation of "said predetermined time" is the same predetermined time as the earlier recited "a predetermined time."

The applicable section of claim 61 is provided as follows.

"a schedule describing unit for managing time of effect of said media data that is reproduced in said reproducing unit of said data processing device and time of effect of said input operation that is received by said input unit, wherein

said multimedia contents data is processed so that predetermined media data is reproduced in said reproducing unit of said data processing device at a predetermined time on the

basis of said schedule describing unit, a predetermined input operation is received by said inputting unit of said data processing device at said predetermined time, and said data processing device carries out a process that corresponds to said predetermined input operation at said predetermined time on the basis of said input operation describing unit.”

#### Ching Fails to Disclose at least one Claim Element

Applicants submit that Ching requires reception of a spot before a scheduled insertion point and thus the event of receiving an input does not occur at the same time as the predetermined time during reproduction.

For purposes of aiding in understanding the claimed invention, Applicants provide a summary of disclosed examples.

An aspect of the present invention is a processing device that includes a reproducing unit that can be used to process a multimedia contents data, in such a manner that while media data is being reproduced at a predetermined time, an input operation can be conducted at the predetermined time. For example, a control unit 120 of a cellular phone may execute a reproducing and editing engine program 131. A template received, for example through a communication unit 110, may include a script and media data to be reproduced. (see Fig. 9).

While a script is processing (S16), implementation controlling unit 1313 instructs UI contents displaying program 132 to display the UI that varies along the time of implementation of the script on a display on the basis of a UI allocation state displaying timetable. (specification at page 27). Also, while a script is processing, the event managing unit 1315 may detect the occurrence of an event. Among the types of events, a system event is one in which a terminal event has occurred at a time when the script is implemented chronologically. When the occurrence of an event is detected in step S17, implementation control unit 1313 refers to the time parameter value (S31, Fig. 14). In particular, the event occurrence timetable may be used to determine the event that has occurred (specification at page 32; Fig. 27). The processing contents that are made to correspond to this event at the time of occurrence of the event are determined from the determined event and the event occurrence processing timetable.

An example script is shown in Fig. 7. Based on the script in Fig. 7, when the time between the 8<sup>th</sup> and the 15<sup>th</sup> second in the script is cited where the select key is pressed, “startup of camera”

which is described in line 28 is implemented, and “text input” that is described in line 29 is implemented.

An example event processing timetable is shown in Fig. 11. In the example in Fig. 11, an animated image taking application starts up when the select key is operated between 0 and 8 seconds after the start of the implementation of the script. A screen for selecting image taking program and letter inputting application that is a text editing program is displayed, and the program that is selected starts up when the select key is operated between 8 and 15 seconds after the start of implementation of the script.

The claimed “predetermined time” pertains to the coincidence of media data being reproduced, an input operation, and processing in accordance with the input operation, at a predetermined time, for example the implementation of the script and the input by a select key during 0 to 8 seconds after commencement of the script.

The receiver server 16 of Ching is an unattended system (Ching at col. 3, lines 27-36) that inserts spots into cable or network operator feed at scheduled times. Applicants submit that the receiver server 16 does not include a reproduction describing unit. In any case, Applicants submit that although Ching performs insertion at scheduled times, the input operation (e.g., receiving the spots for insertion) is performed before the scheduled time. In contrast, in the present invention the input operation is received at the predetermined time based on a schedule describing unit.

Subsequently, Applicants submit that Ching fails to disclose at least the claimed features of “a schedule describing unit for managing time of effect of said media data that is reproduced in said reproducing unit of said data processing device and time of effect of said input operation that is received by said input unit, wherein

said multimedia contents data is processed so that predetermined media data is reproduced in said reproducing unit of said data processing device at a predetermined time on the basis of said schedule describing unit, a predetermined input operation is received by said inputting unit of said data processing device at said predetermined time, and said data processing device carries out a process that corresponds to said predetermined input operation at said predetermined time on the basis of said input operation describing unit.”

For at least these reasons, reconsideration and allowance thereof are respectfully requested.

### **Rejections under 35 U.S.C. § 103**

Claim 66 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Ching in view of U.S. Patent 5,862,372 (Morris). This rejection is respectfully traversed.

A complete discussion of the Examiner's rejection is set forth in the Office Action, and is not being repeated here.

It is respectfully submitted that claim 66 is allowable for the reasons set forth above with regard to claim 61 at least for its dependency on claim 61.

### **Conclusion**

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance.

In view of the above amendment, Applicants believe the pending application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact **Robert W. Downs**, Registration No. 48222 at the telephone number of the undersigned below to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Director is hereby authorized in this, concurrent, and future replies to charge any fees required during the pendency of the above-identified application or credit any overpayment to Deposit Account No. 02-2448.

Dated: August 23, 2010

Respectfully submitted,

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